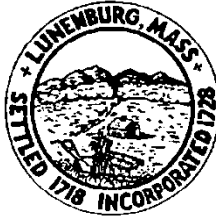


Town of Lunenburg Conservation Commission

Richard Bursch, Chair
Jack Rabbitt, Vice-Chair
Brad Kennedy
Tom Bertram
Carl Luck
Todd Dwyer
Kenneth Jones



Tel: (978) 582-4146
960 Massachusetts Ave.
Lunenburg, MA 01462

NOTE: BOH= Board of Health

Minutes

Wednesday, April 6 2016, 7:00 PM regular meeting
Ritter Memorial Building, 960 Massachusetts Avenue
Lunenburg, MA 01462

Call to Order by Rich Bursch. Present Tom Bertram, Carl Luck, Jack Rabbitt, Brad Kennedy and Matthew Marro, Agent.
Announcements

Public Comment Tom will do "Walks in the Woods" starting on May 4th also he went to DPU hearing and is asking Con Com to write a letter to support Lunenburg by May 6th. Peggy Stewart in office 10 hours a week

Also grant money available

Amanda Moore having issue with beavers interfering with her well. Matt will speak to BOH about an emergency order.

Kinder Morgan brought up by Paula Bertram. She wants it stressed that the Mulpus is a cold weather fishery in the letter to Kinder Morgan for letter from Con Com.

Approval of Minutes none

Appointments/Hearings –commences at 7 PM

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws there will be a public meeting on a request for a determination of applicability filed by Woodlands Village at Hickory Hills Board of Trustees for the removal of vegetation within the buffer zone at 11 Winter Green CT.

Robert Pease appearing for the woodlands to remove a damaged tree and leave stump. Motion for negative determination with second voted unanimously

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws there will be a public meeting on a request for a determination of applicability filed by Bill Christie for the replacement of a septic system at 777 Lancaster Ave within the Buffer Zone.

Replace septic and put a retaining wall up a few months ago. BOH approval mandated with the wall. Wall is within 50 ft no structure zone and 30ft no construction zone. Chair requests copy of BOH approval. Matt confirms work done according to plan. NOI with standard order of conditions and send with a certificate of compliance after Sat site walk. Motion by Mr Rabbit and second by Mr. Kennedy pending BOH documentation passed unanimously with waivers from the 30 and 50 foot zones granted due to lot logistics.

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws there will be a public hearing on an amended Notice of Intent filed by the Hickory Hills lake Association for the amendment of the lake management plan to allow for chemical treatment in select areas.

Amendment presented for the management plan on the main lake of Hickory Hills (Boat Cove) Multipart plan to remove debris in cove, put barriers down on sonar with spreader(slow release pellets), and use suction harvester and turbidity screen. Clipper is liquid and will be used on a dry day It works in a few hours. It will be used first. Carl Luck remarks on his concern of Sonar releasing in 60 days. Sonar will be used at a very low level and only one application at one location.

Mel Bertram in audience states "general well was decommissioned years ago" due to Carl's concern about the well water. They will post signs, do flyers and put in the newsletter to notify all residents of treatment. Con Com requests water testing for parts per billion. The number of tests (Data point monitoring) will be determined by ACT recommendation. Motion by Tom Bertram and seconded by Brad Kennedy -passed unanimously.

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws there will be a public meeting on a request for a determination of applicability filed by Thomas Bertram for Re-place the existing 9ft fire pit with a new one, Put round stone around fire pit with cobble edging, Replace small stone wall in front of deck with cobble edging, Replace shed on property, Tree removal / limb over house(TBD) , Brief discretion of work inside 30ft zone ,Planting on hill ,I'd like to place rocks on the hill in 2 spots for access to the lake, Add removable dock in water to park an 18' pontoon boat. Within the buffer zone of 225 Island Road.

Tom Bertram presents: Area above Fire pit is outside 30Ft buffer the rest is already in the buffer zone. Area is hazardous now very steep. He is looking to landscape the area to stop erosion. He wants to remove some trees leaning over the house. Matt Marro recommends negative determination. Motion by Mr Rabbitt and seconded by Mr Kennedy voted unanimously passed

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws there will be a public meeting on a Notice of Intent filed by Erik Arnold for the replacement of a septic system at 105 Hemlock Drive within the Buffer Zone.

DEP responds with file number and adequate erosion control. Homeowner wants addition and new septic system. 100 ft setback intersects septic due to the inclusion of a wetland the commission and agent found during a site inspection not shown on the plans. BOH requires wall added to plan and will need variance. Continue plan for BOH approval per Chair Motion and second by Mr. Bertram to continue until April 20th meeting unanimously passed

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws there will be a public meeting on a Notice of Intent filed by Douglas and Debra Hargrave for the replacement of a septic system at 23 Wildwood Road within the Buffer Zone.

DEP number issued- failed tank will be replaced with stone and pipe system 100ft repair zone BOH approved Motion by MR Rabbitt and seconded by Mr. Kennedy with standard Order of Conditions passed unanimously

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws there will be a public meeting on a Notice of Intent filed by Dan and Jean Proctor for the replacement of a septic system and the installation of a drinking water well at Lot 1 -872 Northfield Road within the Buffer Zone.

Con Com requests clean-up of property by Dan Proctor and remediation of area. Dan is requesting new artisan well and septic system. Work in the 30ft no touch zone will be a gravity system. .Jim Gareffi approved but not BOH till Monday. Motion by Mr. Bertram and seconded by Mr. Kennedy -voted unanimously passed

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws there will be a public meeting on a Notice of Intent filed by Dan Gardner for the installation of a driveway for forest cutting access within the buffer zone at 101 Pleasant Street

James Rheault presents abutter notifications to Con Com. Files NOI with enforcement order for violations. Jamie apologizes for altercation of last meeting. Several violations acknowledged and Con Com looking to stabilize site. Site walk presents wetland on right site needs to be noted on plan. As road went out construction was still in 100ft buffer needs to be on plan also. Wetland needs to be delineated by power lines and by the brook and the brook itself needs to be noted on plan. Mike Downing states these areas will be exempted from the forest cutting area and will become violations. The enforcement order will be amended. The gravel operation is within the riverfront and needs to be remediated. Applicant needs an engineered plan for a driveway with proper drainage. Next meeting he will need to present a plan as it is today. Some stabilization to site can be done. Hole will be filled in for safety concerns with material from offsite. Mr. Gardner has permission to cross Kinder Morgan pipe on his property at 101 Pleasant only. Input from public: Greg Bittner wants to see plan and talk about water flow and property lines. Property will be flagged by a wetlands expert per Chair. Paula Bertram remarks that Town land has had a disturbance to the wetlands. Motion and seconded to continue hearing to April 20, 2016 unanimously passed

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws there will be a public meeting on a request for a determination of applicability filed by Dan Proctor for the replacement of a septic system at 76 eastern Avenue within the Buffer Zone.

Dan Proctor work within the buffer zone failed septic. Wetland on adjacent property. Matt Marro recommends negative determination. Motion made by Mr Bertram seconded by Mr. Kennedy and voted unanimously passed

Pursuant to MGL ch 131, s 40 as amended and the Town of Lunenburg Wetlands Protection and Municipal Bylaws there will be a public meeting on a request for a determination of applicability filed by Keolis Commuter Services for vegetation management along various rail rights of way within the buffer zones in the Lunenburg Town Limits.

Standard procedural determination Issue negative determination per Matts suggestion. Motion made by Mr. Bertram and seconded by Mr. Kennedy -voted unanimously passed

Current Business

1. Site Walk to two parcels Mr. Gardner owns. Slope into stream has had gravel removed from stream in the buffer area. Bottom half of slope is on Town property. Matt suggests we send an enforcement order to both the Town and Dan Gardner to remediate the land of the slope. Mr. Gardner was seen doing work on the slope on both his property which he used excavated materials from 190 Electric and did illegal filling on both 190 Electric and 225 Pleasant (Town Land)

Motion for enforcement orders to be issued at both properties by Mr. Bertram and seconded by Mr. Rabbitt. unanimously voted

CONTINUED PUBLIC HEARING: UNITIL- 357 ELECTRIC AVE, NOTICE OF INTENT

Mark Belliveau stated they went to planning board and have final approval from them. Unutil is suggesting change made by Whitman and Bingham to change from two 15" pipes to one 24" pipe plus a storm receptor. This will increase from 51% to 91% removal rate. Unutil discusses maintenance schedule presented on their document. Carl Luck makes motion and is seconded by Brad. Voted unanimously on standard order of conditions passing.

2. CONTINUED PUBLIC MEETING -163 Hemlock Drive

Mr. Kerrigan presents sketch of replacing wall as requested. Small tree 76ft from water line needs to be removed for equipment. Motion made for negative 3 determination based on revised sketch presented tonight and seconded vote approved. Chair abstained did not do site walk.

3. Signatures on documents to be issued enforcement orders for Town property and 101 Pleasant St And 2 Certificates of completion
4. Certificate of Compliance
COC septic on 8 West Street no need due to sewer going passed property
5. Enforcement -788 Page Street
Building shed in buffer zone Matt Marro wants to send hand delivered enforcement order

Old Business

1. Forest Cutting Plans and updates

2. Regulations and By-Law Articles put on Town Meeting Warrant. Tom Bertram wants to change abutter notification for RDA's with an amendment on Town meeting floor. The remainder of the Commission wanted to leave as is.

3. Commission Education NOTE TIME RESERVED 9PM to 930 PM for update on MACC CONFERENCE 3/5/16

4. Storm Water By-Law

5. Review of Holman Street Land Management –updates from last meeting

Committee Reports –

Notices & Communications

Meeting Schedule- Next meeting for April 20, 2016 at 7:00 PM In the Ritter Memorial Administration Building.

Public Comment.

Adjournment